

**IN THE UNITED STATES DISTRICT COURT
FOR THE NORTHERN DISTRICT OF ILLINOIS
EASTERN DIVISION**

DAVE SCARDINA, individually and on)	
behalf of a class,)	
)	No. 11-cv-03149
Plaintiff,)	
v.)	Judge George W. Lindberg
)	
MIDLAND CREDIT MANAGEMENT, INC;)	Magistrate Judge Jeffrey T. Gilbert
MIDLAND FUNDING LLC;)	
ENCORE CAPITAL GROUP, INC.,)	
)	
Defendant.)	

**DEFENDANTS' AGREED MOTION FOR
EXTENSION OF TIME TO RESPOND TO PLAINTIFF'S COMPLAINT**

Defendants Midland Credit Management, Inc., Midland Funding LLC, and Encore Capital Group, Inc. ("Defendants"), by their attorneys, Dykema Gossett PLLC, and for their Agreed Motion for Extension of Time to Respond to Plaintiff's Complaint, state as follows:

1. Plaintiff's Complaint was filed on May 11, 2011. (Dkt. No. 1.) On or about May 17, 2011, Defendants were served with the Complaint and Summons. (*See* Dkt. Nos. 13-15.) Thus, Defendants' responsive pleading is due on June 7, 2011. (*See id.*)
2. Counsel for Defendants was only recently retained, and requires additional time to properly investigate the allegations, to formulate an appropriate response, and to discuss settlement with Plaintiff's counsel.
3. On May 26, 2011, Defendants' counsel communicated with Plaintiff's counsel regarding this motion and Plaintiff's counsel has agreed to an extension of time through July 6, 2011, for Defendants to file their response to the Complaint.
4. Therefore, Defendants request additional time, up to and including July 6, 2011, to file their responsive pleading to Plaintiff's Complaint.

WHEREFORE, Defendants Midland Credit Management, Inc., Midland Funding LLC, and Encore Capital Group, Inc., respectfully request this Court grant an extension of time, up to and including July 6, 2011, to file their responsive pleading to Plaintiff's Complaint and for any other further relief this Court deems just and appropriate.

Dated: June 6, 2011

Respectfully submitted,

**MIDLAND CREDIT MANAGEMENT, INC.,
MIDLAND FUNDING, LLC, and ENCORE
CAPITAL GROUP, INC.**

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CERTIFICATE OF SERVICE

I hereby certify that on **June 6, 2011**, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which sent notification of such filing to the following:

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s/ J. Richard Madamba

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